

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 038440-0122
INTERNATIONAL APPLICATION NO. PCT/JP03/11180	INTERNATIONAL FILING DATE 9/1/2003	U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unassigned 10/528340
TITLE OF INVENTION WIRELESS APPARATUS, CHANNEL ALLOCATION METHOD AND CHANNEL ALLOCATION PROGRAM		PRIORITY DATE CLAIMED 9/24/2002
APPLICANT(S) FOR DO/EO/US Seiji MATSUI et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <p style="margin-left: 20px;"><input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p style="margin-left: 20px;"><input checked="" type="checkbox"/> has been communicated by the International Bureau.</p> <p style="margin-left: 20px;"><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p style="margin-left: 20px;"><input checked="" type="checkbox"/> is attached hereto.</p> <p style="margin-left: 20px;"><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p style="margin-left: 20px;"><input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 20px;"><input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="margin-left: 20px;"><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="margin-left: 20px;"><input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (4 pages).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern other document(s) or information included:		
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98; PTO SB/08 and copies of 4 of 8 listed references.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording with separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included (3 pages).</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment (9 pages).</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76 (2 pages).</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input type="checkbox"/> Other items or information:</p>		

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21. <input checked="" type="checkbox"/> The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic national fee				\$300.00	\$ 300.00
<input checked="" type="checkbox"/> b) Examination fee				\$200.00	\$ 200.00
<input checked="" type="checkbox"/> c) Search fee				\$500.00	\$ 500.00
TOTAL OF ABOVE CALCULATIONS =				\$1000.00	\$ 1000.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$ for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
43 - 100 =	0 /50 =	0		x \$250.00	\$ 0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))					\$ 0.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		\$
Total Claims	15 - 20 =	0	x \$ 50.00		\$ 0.00
Independent Claims	3 - 3 =	0	x \$ 200.00		\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$ 360.00		\$
TOTAL OF ABOVE CALCULATIONS =					\$ 1000.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					\$ 0.00
SUBTOTAL =					\$ 1000.00
Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					\$
TOTAL NATIONAL FEE =					\$ 1000.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property					\$ 40.00
TOTAL FEES ENCLOSED =					\$ 1040.00
					Amount to be refunded:
					charged:
<p>a. <input type="checkbox"/> A check in the amount of <u>\$1,040.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>19-0741</u> in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0741</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charge to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Foley & Lardner LLP			SIGNATURE		
Customer Number: 22428			William T. Ellis		
			NAME		
			26,874		
			REGISTRATION NUMBER		

10/528340

Atty. Dkt. No. 038440-0122

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Seiji MATSUI et al.
Title: WIRELESS APPARATUS, CHANNEL
ALLOCATION METHOD AND CHANNEL
ALLOCATION PROGRAM
Appl. No.: Unassigned
Filing Date: 3/18/2005
Examiner: Unassigned
Art Unit: Unassigned

TRANSMITTAL OF FORMAL DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith in the above-identified application are the formal drawings (10 sheets, Figures 1-7, 8A, 8B and 9-10). The Official Draftsperson is respectfully requested to approve these drawings for entry into the application.

Respectfully submitted,

Date March 18, 2005

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5485
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William T. Ellis
Attorney for Applicant
Registration No. 26,874

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re International Application of Seiji MATSUI and Jun KITAKADO
International Serial Number: PCT/JP03/11180
International Filing Date: September 1, 2003
For: Wireless Apparatus, Channel Allocation Method and Channel Allocation
Program

VERIFICATION OF TRANSLATION

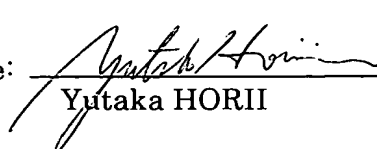
Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231
Sir:

Yutaka HORII, residing at c/o Fukami Patent Office, Mitsui Sumitomo Bank
Minamimorimachi Bldg., 1-29, Minamimorimachi 2-chome, Kita-ku, Osaka-shi,
Osaka, Japan, declares:

- (1) that he knows well both the Japanese and English languages;
- (2) that he translated the above-identified International Application from
Japanese to English;
- (3) that the attached English translation is a true and correct translation of
~~the above-identified International Application~~ to the best of his knowledge and belief;
and
- (4) that all statements made of his own knowledge are true and that all
statements made on information and belief are believed to be true, and further that
these statements are made with the knowledge that willful false statements and the
like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that
such false statements may jeopardize the validity of the application or any patent
issuing thereon.

Dated this 14th day of March, 2005

Translator's Signature: _____


Yutaka HORII